

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Serial No. : 10/525,986

Applicants : Tadashi NAKAJIMA et al.

Filed : February 25, 2005

For : THERAPEUTIC AGENT FOR
GLAUCOMA COMPRISING Rho
KINASE INHIBITOR AND
PROSTAGLANDIN

Art Unit : 1612

Examiner : Sean M. BASQUILL

Docket No. : 05116/HG

Confirm No. : 5004

Customer No.: 01933

This paper is being submitted
via EFS-Web on

July 10, 2009

In the event that this Paper
is late filed and the
necessary petition for
extension of time is
not filed concurrently
herewith, please consider
this as a Petition for the
requisite extension of time,
and to the extent not already
paid, authorization to charge
the extension fee to Account
No. 06-1378. In addition,
authorization is hereby given
to charge any fees for which
payment has not been submitted,
or to credit any overpayments,
to Account No. 06-1378.

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

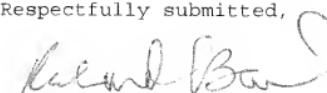
Applicants hereby appeal from the decision dated January 12, 2009 of the Examiner finally rejecting Claims 1-4, 13-16, 21 and 22.

The term for filing the NOTICE OF APPEAL is extended three months by a PETITION FOR EXTENSION OF TIME filed concomitantly herewith, to expire on **July 12, 2009**.

The USPTO appeal fee of \$540.00 is being paid by credit card herewith. Any additional fees or overpayments are hereby authorized to be charged to Deposit Account No. 06-1378.

Respectfully submitted,

Frishauf, Holtz, Goodman
& Chick, P.C.
220 Fifth Avenue, 16th Fl.
New York, NY 10001-7708
Tel. Nos. (212) 319-4900
(212) 319-4551/Ext. 219
Fax No.: (212) 319-5101
E-Mail Address: BARTH@FHGC-LAW.COM
RSB/ddf


Richard S. Barth
Reg. No. 28,180